

October 28, 2009

VIA HAND DELIVERY

Ms. Ruby Potter
Health Facilities Coordination Officer
Maryland Health Care Commission
4160 Patterson Avenue
Baltimore, Maryland 21215-2299

Re: *In the Matter of Holy Cross Hospital – Establish a New
Hospital in Germantown - Docket No. 08-05-2286*

Dear Ms. Potter:

I write to submit modifications to the above-referenced project. The enclosed changes involve the standards, review criterion, and other items listed below.

1. Standard .04B(2) – Bed Need - new
2. Standard .04B(7) – MVS Analysis - new
3. Standard .04B(9) – Inpatient Nursing Unit Space - new
4. Standard .04B(13) – Financial Feasibility - new
5. Standard .04B(14) – Emergency Department - (only change is a correction to a number in the third line on page 60 of the Responses to New Acute Care Chapter Standards filed on February 27,2009).
6. Standard .04B(16) – Shell Space - new
7. OB Standard .04(13) – Financial Feasibility – new
8. Review Criterion .08G(3)(c) – Cost Effectiveness - new
9. Project Budget – new
10. Chart 1 – new
11. Table 4 and assumptions - new

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GALLAGHER
EVELIUS & JONES LLP
ATTORNEYS AT LAW

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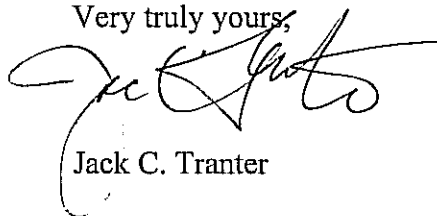
12. Table 5 – new
13. CON application replacement pages 3-5, 19-21, and 68
14. CON Exhibit – new drawings
15. CON Exhibit 5 – new detailed MVS analysis
16. CON Exhibit 8 – updated Audited Financial Statements
17. CON Exhibit 9 - rate orders effective 12/1/08
18. Bed Capacity Chart – new

As you can see, most of the enclosed modifications result from a change in the proposed new hospital's design. Other changes involve an update to the MSGA bed need analysis (Standard .04B(2)) and the analysis required under COMAR Review Criterion .08G(3)(c) because this is now a comparative review. While the enclosed materials are not marked as replacement pages, copies with replacement page designations will be filed later.

If you have questions about this matter, please contact me at your convenience.

Best regards.

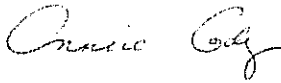
Very truly yours,



Jack C. Tranter

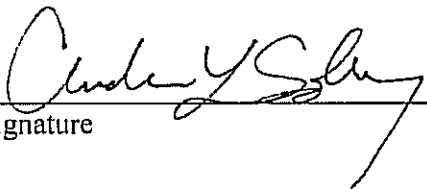
cc: Ms. Annice Cody
Andrew L. Solberg
Hal Cohen, Ph.D.
Howard Sollins, Esq.

I hereby declare and affirm under the penalties of perjury that the facts stated in this CON Application Modification and its attachments are true and correct to the best of my knowledge, information, and belief.

A handwritten signature in cursive script, appearing to read "Annice Cody".

Annice Cody
10/28/09

I hereby declare and affirm under the penalties of perjury that the facts stated in this CON Application Modification and its attachments are true and correct to the best of my knowledge, information, and belief.



Signature

10/28/09

Date